

Senate Bill No. 732

Passed the Senate May 23, 2011

Secretary of the Senate

Passed the Assembly July 14, 2011

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2011, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to amend Section 19535 of the Business and Professions Code, relating to horse racing.

LEGISLATIVE COUNSEL'S DIGEST

SB 732, Wyland. Horse racing: northern zone: vanning of starters.

Existing law requires the California Horse Racing Board to determine the number of usable stalls that each association or fair is required to make available and maintain in order to conduct a racing meeting. Existing law divides the state into 3 geographical zones for purposes of regulating horse racing, including the northern zone, as specified, and, with respect to racing meetings conducted in the northern zone, requires the association or fair conducting the meeting to provide all stabling required by the board without cost to participating horsemen. Existing law requires, with respect to northern zone thoroughbred meetings only, the association conducting the meeting to provide, at the option of the horse owner, vanning of participating racehorses from any board-approved offsite stabling facility in the northern zone.

This bill would delete the latter requirement and instead authorize with respect to the northern zone and subject to the availability of the specified funds, at the option of the horse owner, vanning of participating racehorses from any board-approved offsite stabling facility.

The people of the State of California do enact as follows:

SECTION 1. Section 19535 of the Business and Professions Code is amended to read:

19535. (a) Notwithstanding any other provision of law, at the time the board allocates racing weeks, it shall determine the number of useable stalls that each association or fair shall make available and maintain in order to conduct the racing meeting. The minimum number of stalls may be at the site of the racing meeting or at board-approved offsite locations.

(b) With respect to racing meetings conducted in the northern zone, the association or fair conducting the meeting shall provide all stabling required by the board pursuant to subdivision (a) without cost to participating horsemen. Offsite stabling shall be at a board approved facility or facilities selected by the association or fair, with the agreement of the organization representing horsemen participating at the meeting. If there is a disagreement between the association or fair and the organization representing the majority of horsemen participating at the meeting with respect to the selection of offsite stabling facilities, the board, at the request of the association or fair or the organization representing the majority of horsemen participating at the meeting, shall promptly determine the board-approved facility or facilities at which offsite stabling shall be made available. The organization representing horsemen participating at the meeting and the association or fair shall mutually agree on the criteria and selection of horses that may use stalls required pursuant to this section. Northern zone racing associations or fairs may provide, subject to the availability of funds pursuant to Sections 19607, 19607.1, 19607.2, and 19607.3, at the option of the horse owner, vanning of participating racehorses from any board-approved offsite stabling facility.

(c) (1) With respect to racing meetings conducted in the central or southern zones, all costs associated with the maintenance of the useable stalls for the racing meeting shall be borne by the association or fair conducting the meeting, and, with respect to useable stalls at an offsite location, the association or fair may be required, by order of the board, to bear the costs of vanning from the offsite location to the racing meeting. However, with respect to any racing association in the central or southern zone that conducted a racing meeting in 1986, if the number of useable stalls made available onsite by a racing association during a racing meeting is less than 95 percent of the number of useable stalls made available onsite by that racing association during its 1986 racing meeting, the racing association shall reimburse the facility providing offsite stabling for the difference in cost between the actual number of useable stalls made available and 95 percent of the useable stalls made available in 1986.

(2) The racing association shall, in addition, reimburse the owner for vanning to the onsite location with respect to those horses stabled at an offsite location necessitated by the failure of a racing

association to maintain 95 percent of the useable stalls made available by that racing association during its 1986 racing meeting.

Approved _____, 2011

Governor